



7-29-05

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July 28, 2005

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U.S. Patent Application No. 10/758,329
Inventor: Bondarev
For: "Modulation of Line-1 Reverse Transcript Ase"
Filed: January 15, 2004
Attorney Docket No. 04-40018-US (501661.20001)

Dear Sir:

Enclosed are the following papers for filing in connection with the above-referenced application:

1. Response to Restriction and/or Election Requirement;
2. A self-addressed stamped postcard, return of which is requested to acknowledge receipt of the enclosed documents.

EXPRESS MAIL CERTIFICATE (37 CFR 1.10)

Express Mail Label No. EV 481 402 419 US

Date of Deposit July 28, 2005

I hereby certify that this paper, and the papers and/or fees referred to herein as transmitted, submitted or enclosed, are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name: Doris B. McNeill

Signature

Doris B. McNeill

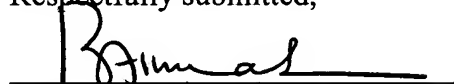
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The Commissioner is hereby authorized to charge any additional fees due in connection with this filing or credit any overpayment to Deposit Account No. 18-0586.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Stanley P. Fisher", is written over a horizontal line.

Stanley P. Fisher
Registration Number 24,344
Juan Carlos A. Marquez
Registration Number 34,072
Nanda P.B.A. Kumar
Registration No. 44,853
Attorneys for Applicant



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Name: Doris B. McNeill

Signature *Doris B. McNeill*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Bondarev
Serial No.: 10/758,329
Filed: January 15, 2004
Attorney Docket No.: 04-40018-US
Title: MODULATION OF LINE-1 REVERSE TRANSCRIPTASE

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION AND/OR ELECTION REQUIREMENT

This paper is being filed in response to the Office Action dated June 28, 2005 (Paper No./Mail Date 20050602) (herein referred to as "the Office Action" or "this Office Action") from the Patent Office. In the Office Action, the Examiner has imposed a requirement to restrict to one of the nine groups of claims (as set forth on pages 2-12 of the Office Action) for further examination of the above application.

Applicant hereby provisionally elects with traverse to further prosecute Group II claims (claims 1, 2, 4, 6-17, 19, 21-29 and 36-40) and organic compounds with the claims of Group II.

In the Office Action, the Examiner averred that the inventions I-V or VII and IX are unrelated. The Office Action, however, indicates that these inventions have been classified together under the same class (Class 514; Inventions I -V) and subclass (44; Inventions I, IV and V) and inventions VII and IX have been classified under the same class (Class 435) and subclass (6). An unsupported allegation by the Examiner that the inventions have "different effects" is not believed sufficient to support the required restriction.

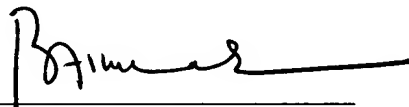
Applicant respectfully submits that the subject matter of the pending claims 1-58 are sufficiently related so that a thorough search for the subject matter of one group of claim(s) would necessarily encompass a search for the other groups of claims. Thus, Applicant respectfully submits that all the claims can be searched and examined without any serious burden to the Examiner.

It is further submitted that in view of the fees charged for filing of divisional patent applications, and prosecution and maintaining the resulting patents place an undue burden on the Applicant, which justifies that any restriction or election requirement be clearly supported and made according to the patent examining procedure.

Based upon the above remarks, Applicant respectfully requests reconsideration of this restriction requirement and early allowance of the pending claims. Should the Examiner feel that a telephone conference with Applicants' attorney would expedite prosecution of this application, the Examiner is urged to contact the undersigned attorney.

The Commissioner is hereby authorized to charge any fees, which may be required by this paper, to Deposit Account No. 18-0586.

Respectfully submitted,



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July 28, 2005

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